

Court of Appeals, State of Michigan

ORDER

Kenneth Dale Lindholm v Amy Marie Karst

Docket No. **315575**

LC No. **11-048715-DP**

David H. Sawyer, Chief Judge Pro Tem, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the March 15, 2013 order denying a motion for reconsideration is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). Further, the claim of appeal cannot be saved by treating it as being taken from the underlying February 7, 2013 order. It is manifest that order is not a final order under MCR 7.202(6)(a)(i) because it does not dispose of the claims in this case but rather merely declines to dismiss this case. Also, that order is not a final order under MCR 7.202(6)(a)(iii) because it is a prejudgment order, not a postjudgment order. At this time, appellant may seek to appeal either the February 7, 2013 order or the March 15, 2013 order by filing a delayed application for leave to appeal under MCR 7.205(F).

The motion to waive fees is GRANTED for this case only.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

APR 18 2013

Date


Chief Clerk